

THE CITY OF MADEIRA BEACH, FLORIDA

PUBLIC NOTICE

BOARD OF COMMISSIONERS REGULAR MEETING

THE BOARD OF COMMISSIONERS, CITY OF MADEIRA BEACH, FLORIDA, will meet in Madeira Beach City Hall located at 300 Municipal Drive, Madeira Beach, Florida to discuss the items of City business listed hereon at the time indicated below.

7:00 P.M.

TUESDAY - JANUARY 13, 2009

AUDITORIUM

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- A. Meeting Called to Order
 - B. Roll Call
 - C. Pledge of Allegiance to the Flag
 - D. Review the Minutes of December 9, 2008
 - E. Review the Agenda for January 13, 2009
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REPORTS

- | | |
|------------------|-------------------------------------|
| A. City Attorney | Michael A. Connolly, City Attorney |
| B. City Manager | W.D. Higginbotham Jr., City Manager |
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RECOGNITION AWARDS

CITIZEN OF THE YEAR AWARD

Presented to

MARILYN HAFLING

In sincere recognition and thankful appreciation for
your dedicated service and outstanding civic
achievement to the City of Madeira Beach, Florida.

December 12, 2008

**MAJOR ACHIEVEMENT
AWARD**

Presented to

ARNOLD T. ALLOWAY

In recognition of dedicating more than 15 years of
service to the City; thereby making the City a better place
to live.

December 12, 2008

HOME PRIDE AWARD

Presented to

SAM J. LEWIS, JR.

In recognition of demonstrating outstanding pride and
care in the overall maintenance of your property
located at 429 Boca Ciega Drive.

December 12, 2008

**BUSINESS RECOGNITION
AWARD**

Presented to

THE CANDY KITCHEN

In recognition to a business what is readily associated
with Madeira Beach and has demonstrated a
significant commitment and investment into their future
in the community.

December 12, 2008

CITIZEN'S FORUM. The Commission welcomes advice on matters of concern which are not on the agenda. It is the policy of the Commission not to engage in discussion or attempt resolution on matters. Citizen's input is limited to 3 minutes per person.

COMMISSION'S FORUM. The Commission respectfully requests that citizens refrain from engaging the Commission into a dialog or speaking out regarding matters discussed by the Commissioners.

CONSENT AGENDA. There is no separate discussion of these items unless a Commissioner requests an item be removed for consideration in its normal sequence on the agenda. Approval of the Consent Agenda shall be handled in one motion except for any items removed. The Mayor may ask for Citizen's input after the items are introduced.

- 09.01c Resolution 09.03** rescinds Resolution 08.13 and nominates Patricia J. Shontz, Mayor of Madeira Beach to represent the Cities of St. Pete Beach, Treasure Island and Madeira Beach on the Pinellas Planning Council.
- 09.01d City Logo Agreement.** The City held a Logo and Slogan Contest. The logo created by Kimberly Haara, a Madeira Beach resident, won the contest and her artwork will become the new City logo. The ARTIST acknowledges that she will accept One Hundred Dollars (\$100.00) as full payment for her logo design; and releases any and all rights to ownership, reproduction and/or use and will not sue or otherwise bring any claim against CITY for its public display of the logo designed by ARTIST or of any modified or altered versions of the logo.

Citizen input on agenda items will be solicited following discussion by the Commission. Citizen's input is limited to 5 minutes.

UNFINISHED BUSINESS

- 08.65 PUBLIC HEARING to consider the 2nd Reading of Ordinance 1142** amending the Budget for Fiscal Year 2007-08 to increase the Marina Fund appropriations associated with fuel and store inventory purchased for resale at the Madeira Beach Municipal Marina.
- 08.70 PUBLIC HEARING to consider the 2nd Reading of Ordinance 1144 as amended** – Proposing to amend the following Sections of Chapter 106 (Vegetation), Article III (Trees):
- 106-62 (Native species) to add:
- (21) any species of palm trees; and
- ~~(21)~~ (22) In addition to the 20 named species, any other species that are listed as “Florida Native” or “Okay” on the University of Florida IFAS Extension “Florida Friendly Plant List,” as updated from time to time.
- 106-71 (Relocation or replacement – specifications) to change the term building director to city manager’s designee.
- 08.73 PUBLIC HEARING to consider the 1st Reading of Ordinance 1145 A.** Proposing to amend the City’s Future Land Use Map of the 2008 Madeira Beach Comprehensive Plan from Residential Medium to Resort Facilities Medium for a series of lots totaling 45,656 square feet in size located on the south half 137th Avenue Circle; and to amend the text of the Future Land Use Element of the 2008 Madeira Beach Comprehensive Plan to add a new subsection entitled “Site Specific Limitations.” **WILL NOT BE HEARD, but Tabled on December 09, 2008.**
- 08.74 PUBLIC HEARING to consider the 2nd Reading of Ordinance 1146** - Proposing to amend Section 46-1 (Public solicitation) to regulate the time, place and manner of commercial speech.
- 08.75 PUBLIC HEARING to consider Alcoholic Beverage Use Permit #08.08 for a SRX-4COP License for Land Trust K-175 and Land Trust A-111 for the property located at 14705 - 14709 Gulf Blvd, Madeira Beach, FL.** An SRX-4COP license permits Beer, Wine, and Liquor consumption on premises in connection with a restaurant. Package sales not permitted. May only have spirituous beverages (liquor) in quarts, fifths or miniatures. Must meet certain requirements as to the number of seats, square footage, etc. Sale of alcoholic beverage prohibited when food service not available. F.S. 561.20(2)

NEW BUSINESS

- 09.02 PUBLIC HEARING to consider the 1st Reading of Ordinance 1143** –Proposing to amend the City of Madeira Beach, amending the Code of Ordinances of the City of Madeira Beach, Subpart B (Land Development Regulations), Chapter 110 (Zoning), Article III (Nonconformances), Section 110-93 (Intent Concerning Nonconforming Property, Structures and Uses.); by revising the nonconforming use provisions to clarify the grandfather status and termination of such non-conforming uses.
- 09.03 PUBLIC HEARING to consider the 1st Reading of Ordinance 1147** – Proposing to amend the City of Madeira Beach Code of Ordinances, Subpart A (General Ordinances), Chapter 66 (Traffic And Vehicles), Article Iii (Stopping, Standing, Parking), Division 2 (Meters), Section 66-73 (Resident Parking Permits) to clarify the residential parking permits **WILL NOT BE VALID** at County Park located at 14400 Gulf Boulevard.

09.04 PUBLIC HEARING to consider Alcoholic Beverage Use Permit #01.09 for a 2 APS license for a mini food mart to be located at 111 Boardwalk Place, Madeira Beach, FL. A 2APS license permits the sale of Beer and Wine in sealed containers for consumption off-premises. F.S. 564.02

09.05 Planning Commission Appointment - Proposes to fill one unexpired term that will be effective immediately through September 30, 2010.

CORRESPONDENCE

ADJOURNMENT

***** THIS MEETING IS OPEN TO THE PUBLIC *****

Persons are advised that, if they decide to appeal any decision made at this meeting/hearing, they will need a record of the proceedings, and for such purpose, they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

THIS MEETING IS TELEVISED LIVE ON CHANNEL 615 AND REBROADCAST THE FOLLOWING EVENING AT 7 P.M. ON CHANNEL 615.

In accordance with the Americans with Disability Act and F.S. 286.26, persons with disabilities needing special accommodation to participate in the proceeding should contact the City Clerk's Office with your request. Telephone: (727) 391-9951, Fax: (727) 399-1131 for assistance, if hearing impaired, contact the Florida Relay Service Numbers: (800) 955-8771 (TDD).